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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

INMODE LTD.,
Plaintiff,

v.

BTL INDUSTRIES, INC. D/B/A BTL
AESTHETICS,
Defendant.

Case No. 2:23-CV-08583-JWH-RAO

**JOINT STATUS REPORT
REGARDING VENUE DISCOVERY**

[Assigned to the Hon. John W. Holcomb]

Complaint Filed: October 11, 2023

1 Plaintiff InMode Ltd. and Defendant BTL Industries, Inc. hereby provide the
2 Court with a status update pursuant to the Court's February 21, 2024 Order (DE 37)
3 relating to InMode's *Ex Parte* Application for Order Conducting Venue Discovery. DE
4 32.

5 BTL Served Responses to InMode's written discovery and has produced
6 responsive documents. InMode has identified several areas in which it contends BTL's
7 responses are deficient, and the Parties met and conferred on February 23, 2024 and
8 again on February 28, 2024 regarding these responses, as well as InMode's request for,
9 and the scheduling of depositions. Paige Cloud and Josephine Kim attended both meet
10 and confer teleconferences for BTL, and Peter Soskin was joined by Jeff Gargano and
11 Caroline Vermillion on the February 23 and 28 teleconferences, respectively.

12 With respect to depositions, the parties have agreed that the declarant in support of
13 BTL's Motion to Dismiss or Transfer will sit for a remote, 4 hour deposition on March
14 14, 2024, and that he will also serve as BTL's 30(b)(6) corporate witness. The deposition
15 of Mr. Wooden, in his capacity as both a 30(b)(1) witness and a 30(b)(6) representative,
16 will be limited solely to venue and Mr. Wooden's declaration. InMode will serve BTL
17 with a formal 30(b)(6) notice of deposition by March 1, 2024, and BTL will serve any
18 objections thereto by March 8, 2024.

19 With respect to the outstanding written discovery, BTL has confirmed that
20 InMode may ask BTL about several interrogatories to which InMode contends BTL has
21 not fully responded. With respect to InMode's Request for Production No. 9, which
22 seeks documents relating to BTL's communications with customers and potential
23 customers in the Central District of California and Massachusetts, BTL is further
24 investigating this response and will be responding to InMode early in the week of March
25 4. To the extent the parties are unable to agree to the scope of BTL's responses, InMode
26 requests an expedited briefing schedule in view of InMode's March 29, 2024 deadline
27 to respond to BTL's motion to dismiss
28

1 Dated: February 28, 2024

K&L GATES LLP

2 /s/ Christina N. Goodrich

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21 *Attorneys for Plaintiff InMode Ltd.*

23 I hereby attest that the parties have agreed to the content and language of this joint
24 status report.

26 /s/ Christina N. Goodrich

27 Christina N. Goodrich